

Attorney's Docket No. 038470-255206

PATENTS

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Ng et al Confirmation No.: 7759  
Appl. No.: 10/651,499 Group Art Unit: 1722  
Filed: 08/29/2003 Examiner: Kunemund, Robert  
For: HIGH THROUGHPUT CRYSTALLIZATION CASSETTE FOR THE  
GROWTH AND OPTIMIZATION OF MACROMOLECULAR CRYSTALS

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RULE 37 C.F.R. § 1.132 DECLARATION  
of Joseph D. Ng, Ph.D**

I, Joseph Ng, of 907 Woodall Ln, Huntsville, Alabama 35816 do hereby declare and say as follows:

1. I am a named co-inventor, along with Jose A. Gavira-Gallardo, Juan M. Garcia-Ruiz, Greg Jenkins, and Mark Wells of an invention described and claimed in U.S. Patent Application Serial No. 10/651,499 ("the '499 Application"), entitled "High Throughput Crystallization Cassette for the Growth and Optimization of Macromolecular Crystals."

2. I am a coauthor of the article entitled Protein Crystallization by Capillary Counterdiffusion for Applied Crystallographic Structure Determination ("the article"), which was published in Vol. 142 of the Journal of Structural Biology at pages 218-231. Jose A. Gavira-Gallardo and Juan M. Garcia-Ruiz are also coauthors of the article. The article describes my work and that of coinventors Jose A. Gavira and Juan M. Garcia-Ruiz, and is the subject matter described and claimed in the '499 Application.

3. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Joseph D. Ng

Date

9/26/05